535 The Committee appointed to bring in a Resolve to remedy the difficulty under which the County of Suffolk are labouring through the want of a Goal in that County — beg leave to report the following Resolve — viz.t

April 30, 1904
B.

In the House of Representatives Nov.r 9th 1775 —

Whereas the Goal for the County of Suffolk, is in Boston which is now a Garrisoned Town in the hands of our Enemies and cannot be used for the the reception of such Prisoners as shall be apprehended in the several Towns in said County of Suffolk, saving the said Town of Boston. —

Resolved, that when & so often as the Sheriff of the County of Suffolk, or any other Officer, or Officers of the said County, or of any of the Towns in said County, shall have any Execution, Warrant, or process whatsoever by Virtue of which they might legally commit any Person, or Persons, to the Goal in said County of Suffolk were it in a Situation to receive, and restrain them, shall be, and hereby are impowered, at all Times hereafter until a Goal shall be provided in the County of Suffolk, other than the Goal in said County, in the Town of Boston, or until the Goal in the Town of Boston can be conveniently improved for the Purpose aforesaid by the Sheriff of said County, to commit such Person, or Persons, to the Goal in the County of Plymouth, and the Sheriff of the said County of Plymouth shall be, and he hereby is impowered, and directed to keep, and detain all, and every such Person or Persons so committed as afores.d in the same manner as the Sheriff of the s.d County of Suffolk, would have been impowered to do, if he, or they had been committed to the Goal in the s.d County of Suffolk and that any Person, or Persons obstructing or hindering the said Officers & their Assistants in committing any Prisoner as aforesaid, shall be liable to the same pains & penalties, as for opposing & obstructing such Officers in the Execution of their several Offices in Similar cases in their own

201

respective Precincts. — And it is further Resolved, that the Sheriff of the County of Suffolk as well as the said County of Suffolk be liable to make good all damages that may arise by reason of the escape of any Prisoner, or Prisoners for debt, or any other cause from the Goal of Plymouth, committed by any Officer of the said County of Suffolk, in the same manner as they would be respectively liable to, in case of such Prisoner, or Prisoners escaping out of the Goal in the County of Suffolk. — And whereas there is built and prepared in Plymouth, in the County of Plymouth afores^d. a new Goal, which the Sheriff has not been enabled to enter into possession of, and remove Prisoners to, for want of orders from proper Authority

It is therefore further Resolved, that the Sheriff of the s^d. County of Plymouth be, and hereby is impowered, and directed immediately to take possession of the said new Goal, and there to remove, & in future to detain any Prisoners he may now have in keeping or that may hereafter be committed by legall Authority. —

And it is further Resolved, that the Sheriff of the County of Plymouth be, and hereby is impowered & directed to deliver any Prisoner or Prisoners, which shall be committed to the s^d. Goal in Plymouth in Pursuance of these Resolves, by any Officer or Officers in the County of Suffolk to any Person or Persons by order of any Court of Sessions, Court of Common pleas, or Court of Judicature, Court of Assize, and general Goal delivery, at any time held for and within the County of Suffolk, any Law, usage or Custom to the Contrary notwithstanding.

Sent up for Concurrence
J Warren Spk^r.

In Council Novr. 11th. 1775 —
Read & Concurred
Perez Morton Dep^y Secy —

Consented to. James Otis | M. Farley
W Spooner | J. Palmer
Caleb Cushing | S. Holten
Joseph Gerrish | Jabez Fisher
John Whetcomb | Moses Gill
James Prescott | John Taylor
Eldad Taylor | B White —
B Lincoln

a true Copy Attest Perez Morton Dp^y Secr^y

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Resolve to ſend the
Priſoners of Suffolk to
the Goal at Plymouth

RW 371(2)